

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) Attorney Docket No.: PIERBU0018
Andreas KÖSTER et al.)
Serial No.: 10/595,322) Confirmation No.: 7463
Filed: April 7, 2006)
For: ACTUATING DEVICE) Group Art Unit: Unassigned
)
) Examiner: Unassigned
)
) Date: November 17, 2006

INFORMATION DISCLOSURE STATEMENT

United States Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. §1.56, this Information Disclosure Statement in connection with the above-identified application is being filed in accordance with 37 C.F.R. §1.97(b):

- ☐ within three months of the filing date of this application (not a C.P.A.);
- ☐ within three months of the date of entry of the National Stage;
- ☒ before the mailing date of a first Office Action on the merits; or
- ☐ before the mailing of a first Office Action on the merits of, after the filing of a Request for Continued Examination (RCE) under §1.114.

A copy of each non-U.S. document identified on the attached Forms PTO/SB/08A and PTO/SB/08B is attached, however, in accordance with Official Gazette Notice dated August 5, 2003, copies of the U.S. patents and patent application publications are not attached.

Foreign Patent Document 1 relates to a method for determining the deviation of a control gear from an output preset angular position. Its relevance is believed to be clear from

its title and Non-Patent Literature Document 1, an Office Action issued in the corresponding German application. Accordingly, no further comment with regard to the disclosures of these documents is believed to be required.

The Office Action is dated October 2, 2006, less than three months prior to the filing of this Information Disclosure Statement. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

It is respectfully requested that the attached documents be considered and officially cited, and that the Examiner initial a copy of Forms PTO/SB/08A and PTO/SB/08B, and return them to the undersigned to indicate that the documents have been considered.

It is believed that the present Information Disclosure Statement complies with the requirements of 37 C.F.R. §§ 1.97-8, but should the filing of this paper necessitate a fee, the Director is hereby authorized to charge the necessary fee to Deposit Account No. 50-1281.

Respectfully submitted,

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